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China, People's Republic of

Food and Agricultural Import Regulations and Standards

TRQ Re-Allocation Notice

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Approved by:

John Wade

U.S. Embassy

Prepared by:

Rachel Matthews and Adam Branson

Report Highlights:

This is an UNOFFICIAL translation of the People's Republic of China Notice of TRQ Re-Allocation for Major Agricultural Products and should be used as a guide only. Exporters should carefully discuss regulations and their application with Chinese importers to ensure that their interpretation of the regulation is accurate.

Includes PSD changes: No
Includes Trade Matrix: No
Unscheduled Report
Beijing [CH1], CH

This report was prepared by the Office of Agricultural Affairs of the USDA/Foreign Agricultural Service in Beijing, People's Republic of China for U.S. exporters of domestic food and agricultural products. While every possible care was taken in the preparation of this report, information provided may not be completely accurate either because policies have changed since its preparation, or because clear and consistent information about these policies was not available. It is highly recommended that U.S. exporters verify the full set of import requirements with their foreign customers, who are normally best equipped to research such matters with local authorities, before any goods are shipped. FINAL IMPORT APPROVAL OF ANY PRODUCT IS SUBJECT TO THE IMPORTING COUNTRY'S RULES AND REGULATIONS AS INTERPRETED BY BORDER OFFICIALS AT THE TIME OF PRODUCT ENTRY.

Summary

The following is an UNOFFICIAL translation of China's State Development and Planning Commission *Notice on the Re-Allocation of Import Tariff Rate Quotas for Major Agricultural Products*. Unofficial translations of China's Tariff Rate Quota (TRQ) "Interim Rules" and TRQ "Allocation Principles" are in GAIN reports CH2007 and CH2008.

Notice on the Re-Allocation of Import Tariff Rate Quotas for Major Agricultural Products

According to relevant regulations in the "Interim Rules and Regulations for Agricultural Import Tariff Rate Quotas" (CH2007) (SDPC Notice No. 19, hereafter referred to as "Interim Rules"), "Amount, Application Conditions and Allocation Principles of Tariff Rate Quotas for Major Imported Agricultural Products for 2002" (CH2008) (SDPC Notice No. 1 [2002], hereafter referred to as "Allocation Principles") and "Implementation Measures for 2002 Import Tariff Rate Quotas for Wool and Wool Tops" (SDPC Notice No. 2 [2002], hereafter referred to as "Implementation Measures"), the pertinent issues regarding the Re-Allocation of Import Tariff Rate Quotas for Major Agricultural Products are announced as follows:

- 1) Enterprises that hold general trade import quotas for wheat, corn, rice, soy oil, rapeseed oil, palm oil, sugar and cotton should return unused (including shipments of signed contracts that cannot be delivered before the end of the year) quota portions before September 15 to the authorizing institutions entrusted by the State Development and Planning Commission. The State Development and Planning Commission will re-allocate the returned quotas and also make the necessary pro-rated deductions on the quotas to end users, who fail to return quotas by September 15 or that have not been used by the end of the year, when they allocate the 2003 import quotas for agricultural products.
- 2) The end users who received general trade import quotas for 2002 and had successfully used the quotas (quota copies with customs import invoices that have already been submitted to the authorizing institutions) and the new users who meet the requirements for the "Allocation Principles" but did not apply for 2002 general trade import quotas in April, can submit applications for re-allocation of general trade import quotas on agricultural products to the authorizing organizations entrusted by SDPC.
- 3) The application for re-allocation of import quotas should be submitted in writing between September 1 and September 15 to the authorizing institutions entrusted by SDPC (except wool and wool tops, see the following). Application forms should be filled out according to the relative rules on "Allocation Principles." Enterprises with import records in 2002 should provide a list of actual quantities imported before September 30.
- 4) After the preliminary examination by SDPC authorized organizations, qualified applications will be passed

through the management system of imported agricultural products in SDPC starting September 1st and will be reported to SDPC in writing and in order of submission date prior to September 20.

5) SDPC will re-allocate the returned quotas according to the application orders received through the internet and send the re-allocation notice results to end users before September 30.

When the amount requested is smaller than the re-allocation totals, every applicant's requests will be satisfied. When the amount requested exceeds the re-allocation totals, priority will be given according to the principle described in Section 4 of "Allocation Principles", that is to those who have an actual history of imports, processing capacity, production and sales or who have experience providing services in international markets.

6) Applicants for general trade import quotas for wool and wool tops, who also qualify for the second rule in this notice, should submit applications with import contracts to the SDPC authorized organization according to the relevant regulation for the amounts described in "Implementation Measures." The authorizing organizations entrusted by SDPC will execute applications according to the relevant rules in "Implementation Measures."

7) The term of validity and other relevant issues regarding re-allocation quotas should be executed in accordance with "Interim Rules" and "Implementation Measures."

State Development and Planning Commission
August 9, 2002